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JAN 31 2005

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***FAX Transmission Sheet***

January 31, 2005

To: Juanita Dionne Stephens Fax No.: (703) 872-9306  
From: Stephen P. Burr Fax No.: (315) 233-8320  
Re: U.S. Patent Application Serial No. 10/679,188  
Title: MULTISLIT TYPE ACTUATOR, INKJET HEAD AND METHOD FOR  
MANUFACTURING MULTISLIT TYPE ACTUATOR  
Conf. No.: 5328  
Our Ref.: 939\_053

You should receive 3 page(s) including this cover sheet. If you do not receive all pages, please call Tara at (315) 233-8300.

**COMMENTS:**

**I hereby certify that the following paper(s) is/are being transmitted by facsimile to the Patent and Trademark Office on January 31, 2005:**

- Response to Restriction Requirement (2 pages)



Tara L. Preston

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JAN 31 2005 *Before Final - Official*

Practitioner's Docket No.: 939\_053

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Yukihiisa TAKEUCHI, Hiroyuki TSUJI, Kazumasa KITAMURA and  
Nobuo TAKAHASHI

Ser. No.: 10/679,188

Art Unit: 2853

Filed: October 3, 2003

Examiner: Juanita Dionne Stephens

Confirmation No.: 5328

For: MULTISLIT TYPE ACTUATOR, INKJET HEAD AND METHOD FOR  
MANUFACTURING MULTISLIT TYPE ACTUATOR

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**CERTIFICATION OF FACSIMILE  
TRANSMISSION**

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at (703) 872-9306 on January 31, 2005.

*Tara L. Preston*  
Tara L. Preston

**RESPONSE TO RESTRICTION REQUIREMENT**

Sir:

In response to the Office Action mailed January 21, 2005, applicants hereby  
provisionally elect, with traverse, to prosecute the claims of Group I (claims 1-8) in this  
application.

However, applicants respectfully traverse the restriction requirement since the subject  
matter of claims 1 - 9 is sufficiently related that a thorough and complete search for the  
subject matter of the elected claims would necessarily encompass a thorough and complete  
search for the subject matter of the non-elected claims. Thus, it is respectfully submitted that  
search and examination of the entire application could be made without serious burden. See  
MPEP §803 in which it is clearly stated that "[i]f the search and examination of an entire

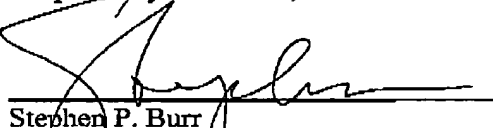
application can be made without serious burden, the Examiner must examine it on the merits." It is respectfully submitted that this policy should apply in the present application in order to avoid unnecessary delay and expense to applicants and improper duplicative examination by the Patent Office.

If the Examiner believes that contact with Applicants' attorney would be advantageous toward the disposition of this case, the Examiner is herein requested to call Applicants' attorney at the phone number noted below.

The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No. 50-1446.

January 31, 2005  
Date

Respectfully submitted,

  
\_\_\_\_\_  
Stephen P. Burr  
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SPB/tlp

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